

1 BILL NO. R-81-02-54

2 RESOLUTION NO. R-18-81

3
4 A RESOLUTION to secure authority for appraisal
5 of land to be sold to Baer Field Building Cor-
6 poration.

7 WHEREAS, the Board of Aviation has negotiated for the
8 sale of an unimproved site, 450 feet square, containing 4.65
9 acres and located on the West side of Baer Field, and as legally
10 described in the attached survey for said tract by William A.
11 Darling, dated November 17, 1980, to Baer Field Building Cor-
12 poration, a not-for-profit Indiana corporation, which has been
13 specially formed to purchase said site and erect a two bay han-
14 ger building thereon for lease to the City at its cost pur-
15 suant to I.C. 18-5-3.3-1 et seq.

16 WHEREAS, the City Council has heretofore found that a
17 need exists for said facilities pursuant to Resolution hereto-
18 fore adopted January 13, 1981.

19 WHEREAS, before the said sale may be made said statute
20 provides that the governing body of the City shall file a Pe-
21 tition with the Circuit Court of the County requesting the
22 appointment of three disinterested freeholders of the City as
23 appraisers to determine the fair market value of the land and
24 that the City may not sell the land to the lessor for an amount
25 less than the fair market value as affixed by said appraisers.

26 WHEREAS, it is necessary to secure said appraisal forth-
27 with in order to determine said sale price and the lease rental
28 to be charged by the lessor to the City for said completed pro-
29 ject and site.

30 NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF
31 THE CITY OF FORT WAYNE, INDIANA:
32

1 SECTION 1. That the City Council of Fort Wayne forth-
2 with file a Petition with the Allen Circuit Court to have three
3 disinterested freeholders of the City appointed as appraisers
4 to determine the fair market value of said land and to report
5 the amount so fixed to said Court.

6 SECTION 2. That the City Attorney be authorized to
7 file said Petition with said Court for and on behalf of the
8 City Council.

9
10 
11 COUNCILMAN

12 APPROVED AS TO FORM AND
13 LEGALITY FEBRUARY 17, 1981.

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15 JOHN E. HOFFMAN, CITY ATTORNEY
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Read the first time in full and on motion by _____, seconded by _____, and duly adopted, read the second time by title and referred to the Committee _____ (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, 19____, the _____ day of _____, at _____ o'clock _____ M., E.S.T.

DATE: _____

Charles W. Westerman
CHARLES W. WESTERMAN
CITY CLERK

Read the third time in full and on motion by V. Schmidt, seconded by Stier, and duly adopted, placed on its passage. PASSED (~~LOST~~) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	<u>8</u>	_____	_____	_____	_____
BURNS	<u>✓</u>	_____	_____	_____	_____
EISBART	<u>✓</u>	_____	_____	_____	_____
GIAQUINTA	<u>✓</u>	_____	_____	_____	_____
NUCKOLS	<u>✓</u>	_____	_____	_____	_____
SCHMIDT, D.	_____	_____	_____	<u>✓</u>	_____
SCHMIDT, V.	<u>✓</u>	_____	_____	_____	_____
SCHOMBURG	<u>✓</u>	_____	_____	_____	_____
STIER	<u>✓</u>	_____	_____	_____	_____
TALARICO	<u>✓</u>	_____	_____	_____	_____

DATE: 2-24-81

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as ~~(ZONING MAP)~~ (GENERAL) ~~(ANNEXATION)~~ (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) No. R-18-81 on the 24th day of February, 1981.

Charles W. Westerman ATTEST:
CHARLES W. WESTERMAN - CITY CLERK

(SEAL)
John Spickols
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 25th day of February, 1981, at the hour of 11:30 o'clock A M., E.S.T.

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 5th day of March 1981, at the hour of 4 o'clock P M., E.S.T.

Winfield C. Moses, Jr.
WINFIELD C. MOSES, JR.
MAYOR

AIR WIS - LOCATION

CERTIFICATE OF SURVEY

No. BAQ 518C

OFFICE OF WILLIAM A. DARLING
Fort Wayne, Indiana

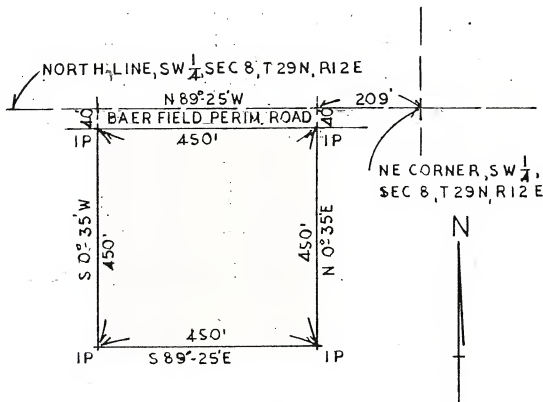
Registered Land Surveyor No. 9905

This document is a record of a survey of real estate made in accordance with the deed records and recorded plats thereof on file in the Office of the County Recorder. The real estate described below exists in full dimension as hereon noted in feet, and is free from encroachments by adjoining land owners, and furthermore, contains entirely within its boundaries the buildings and structures situated thereon; all as indicated below. Any exceptions or discrepancies found to exist are noted in detail hereon.

DESCRIPTION OF PROPERTY:-

A part of the Southwest Quarter of Section 8, Township 29 North, Range 12 East, Allen County, Indiana, more particularly described as follows:

Beginning at a point which is a distance of 40 feet South of the North Line of the Southwest Quarter of Section 8, Township 29 North, Range 12 East, and 209 feet West of the Northeast Corner of the Southwest Quarter of Said Section 8, which point is also on the South Line of Baer Field Perimeter Road; thence North 89 degrees 25 minutes West along the Said South Line a distance of 450 feet; thence South 0 degrees 35 minutes West, a distance of 450 feet; thence South 89 degrees, 25 minutes East, a distance of 450 feet; thence North 0 degrees 35 minutes East, a distance of 450 feet to the point of beginning; containing 4.65 acres, more or less; subject to reasonable and necessary easements for the future installation and maintenance of utilities or services.



IN WITNESS WHEREOF, I have placed my hand and
seal this 17 day of November 19 80.

William A. Darling
No. 9905
State of Indiana
Land Surveyor

Admn. Appr. _____

DIGEST SHEET

TITLE OF ORDINANCE Resolution Q-81-02-54

DEPARTMENT REQUESTING ORDINANCE Law Department

SYNOPSIS OF ORDINANCE A Resolution to secure authority for appraisal
of land to be sold to Baer Field Building Corporation
for construction of new hangers to be leased to the City.

EFFECT OF PASSAGE To secure statutory appraisal of property.

EFFECT OF NON-PASSAGE Failure of project.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) None.

ASSIGNED TO COMMITTEE (PRESIDENT) _____

Amend